



COPYRIGHT ROYALTY BOARD

Single Claim for DART Royalty Fees Collected During 2008



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FEB 03 2009

Copyright Royalty Board

In accordance with Chapter 10 of the Copyright Act, 17 U.S.C., and Part 360 of the Copyright Royalty Board regulations, 37 C.F.R. 360.20–360.25, the claimant named below files with the Copyright Royalty Board of the Library of Congress a claim to royalty payments collected from manufacturers and importers of digital audio recording devices and digital audio recording media who distribute the products in the United States, collected from January 1 through December 31, 2008.

Filer and Interested Copyright Party Information

FILER'S FULL NAME AND ADDRESS: Below, provide the full legal name and address of person or entity filing the claim.

NAME Matthew S. Primous
STREET P.O. Box 973
CITY Penfield STATE NY ZIP 14526

OTHER FILER IDENTIFICATION: Indicate below whether the person filing this claim is the interested copyright party (see item 5 for definition) or an authorized representative of the interested copyright party. *Check only one.*

☒ Interested copyright party ☐ Authorized representative of the interested copyright party

Telephone number of person or entity filing the claim: 585-355-4590

Email, if any, of the person or entity filing the claim: matthewsprimous@hotmail.com

INTERESTED COPYRIGHT PARTY'S FULL NAME AND ADDRESS: Provide the full legal name and address of the interested copyright party below. If the interested copyright party claiming royalty payments is the same person or entity identified in item 1, please enter "SAME."

NAME SAME
STREET _____
CITY _____ STATE _____ ZIP _____

CONTACT PERSON: Write below the name, phone number, fax number, (if any), and email address (if any) of the contact person. This person must be the interested copyright party, an authorized representative of that party, or a designee of either.

NAME Matthew S. Primous
PHONE 585-355-4590 FAX _____
EMAIL matthewsprimous@hotmail.com

Claim Information

SUBFUND SELECTION: Select the subfund against which your claim is being made. A separate claim must be submitted for each subfund. *Select only one subfund below.*

Sound Recordings Fund—

- ☒ **Copyright Owners Subfund:** If you check here, then select statement A or D(i) below in item 5, whichever is more applicable.
☐ **Featured Artists Subfund:** If you check here, then select statement C or D(i) below in item 5, whichever is more applicable.

Musical Works Fund—

- ☐ **Writers Subfund:** If you check here, then select statement B, D(i), or D(ii) below in item 5, whichever is more applicable.
☐ **Publishers Subfund:** If you check here, then select statement B, D(i), or D(ii) below in item 5, whichever is more applicable.

INTERESTED COPYRIGHT PARTY DEFINITION: Indicate below how the claimant fits within the definition of "interested copyright party" in 17 U.S.C. §1001(7). If the claimant is an interested copyright party under more than one category, then select the most appropriate category that corresponds to the subfund selected in item 4 (above).

Check only one statement below.

- (A) ☐ I am the owner of the exclusive right under section 106(1) of the Copyright Act to reproduce a sound recording of a musical work that has been embodied in a digital musical recording or analog musical recording lawfully made under the Copyright Act that has been distributed (see 17 U.S.C. §1001(7)(A)); or
- (B) ☐ I am the legal or beneficial owner of, or the person who controls, the right to reproduce in a digital musical recording or analog musical recording a musical work that has been embodied in a digital musical recording or analog musical recording lawfully made under the Copyright Act that has been distributed (see 17 U.S.C. §1001(7)(B)); or
- (C) ☐ I am a featured recording artist who performs on a sound recording that has been distributed (see 17 U.S.C. §1001(7)(C)); or
- (D) I am an association or other organization (*make your selection below*):
- (i) ☒ representing persons specified in subparagraph (A), (B), or (C), (17 U.S.C. §1001(7)(D)(i)) —or—
- (ii) ☐ engaged in licensing rights in musical works to music users on behalf of writers and publishers (17 U.S.C. §1001(7)(D)(ii)).

CLAIM IDENTIFICATION: Provide the title of at least one musical work or sound recording embodied in a digital musical recording or an analog musical recording lawfully made under the Copyright Act that has been distributed or disseminated to the public in transmissions between January 1 and December 31, 2008.

TXu001273651 / This is my story; SRu000568839 / The sonata; PAu002964531 / The annunciation; PAu002983304 / Evolution; PAu002964348 / The fallen; PAu002959710 / Creation; PAu002954013 / The dream; PAu002953772 / Sam; PAu002934643 / A day's begun;

Declaration

The undersigned declares under penalty of law that he or she is the interested copyright party or a representative of that party duly authorized to file this claim and further declares that all statements contained herein are true, complete, and accurate to the best of the undersigned's knowledge, information, and belief, and are made in good faith. [18 U.S.C. §1001 (2000)]

Matthew S. Primous

(TYPED OR PRINTED NAME)

(SIGNATURE)

01/02/2009

(DATE)